

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

SIOUX STEEL COMPANY, a South  
Dakota corporation, )

Plaintiff, )

vs. )

KC ENGINEERING, P.C., an Iowa  
corporation, )

Defendant. )

CIV. 15-4136

**AFFIDAVIT OF CHAD KRAMER IN  
SUPPORT OF PLAINTIFF'S MOTION TO  
STRIKE DEFENDANT'S EXPERT WITNESS  
JOHN W. CARSON**

State of South Dakota )  
County of Minnehaha ) ss.

I, Chad Kramer, being first duly sworn upon his oath deposes and states as follows:

1. I was a structural engineer for SSC in the summer of 2012.
2. As a part of my job duties, I designed a new 30' Hopper Cone and Silo assembly.
3. As a part of my job duties, I had my new design reviewed by a third-party engineering firm to ensure that the design was safe. I reached out to more than one firm to see about any interest doing a design review. One such firm was Jenike & Johanson. The engineer at J & J whom I spoke with was Gregory Petro.
4. I do not specifically recall the conversation with the engineer at Jenike & Johanson regarding the new silo design. However, any time I contact an outside firm with respect to work on a new design, I understand that the information communicated is proprietary, and expect that it will remain confidential.


FURTHER YOUR AFFIANT SAYETH NAUGHT.

Dated this 23 day of April, 2018.

  
Chad Kramer

Subscribed and sworn to before me this 23 day of April, 2018.



  
Notary Public, South Dakota

My Commission Expires: 11/8/22  
(Seal)

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 23 day of April, 2018, a true and correct copy of the *Affidavit of Chad Kramer in Support of Plaintiff's Motion to Strike Defendant's Expert Witness John W. Carson* was electronically filed and served through Odyssey File and Serve System to:

Michael F. Tobin  
mftobin@boycelaw.com

Mitchell W. O'Hara  
mwohara@boycelaw.com

/s/ G. Verne Goodsell -Electronically Filed  
G. Verne Goodsell